

प्राधिकार से प्रकारित

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नई बिस्ली, प्रांतिवार, जून 17, 1967/ज्यैष्ठ 2*7,* 1889

No. 34]

NEW DELHI, SATURDAY, JUNE 17, 1967/JYAISTHA 27, 1889

इस भाग में भिन्न पृथ्ठ संख्या दी जाती है जिपसे कि यह धलग संजलन के रूप में रका का सके। Separate paging is given to this Part in order that it may be filed as a separate compilation.

भाग II--खण्ड 4

PART II-Section 4

रका मंत्रालय द्वारा जारी किये गए विधिक नियम भौर प्रावेश

Statutory Rules and Orders issued by the Ministry of Defence

MINISTRY OF DEFENCE

New Delhi, the 2nd June 1967

S.R.O. 204.—In exercise of the powers conferred by sections 4 & 5 of the Charitable Endowments Act, 1890 (6 of 1890), and upon the application made by the Staff Officer I, Resettlement Directorate, Ministry of Defence, acting in the administration of the Fund and with the concurrence of the said Staff Officer, the Central Government, hereby makes the following amendment in the Scheme set forth in Schedule 'B' to the notification of the Government of India, in the Ministry of Defence No. S.R.O. 261, dated 23rd July, 1960, namely:—

In the said Scheme, for paragraph 7, the following paragraph shall be substituted, namely:—

"7. Managing Committee. For the management and administration of the Fund, a Managing Committee shall be constituted consisting of the following persons, namely:—

Chairman

The Minister of Defence

Members

Other Minister(s) in the Ministry of Defence. Secretary, Ministry of Defence Joint Secretary (Incharge of resettlement of ex-servicemen) Ministry of Defence.

Financial Adviser, Ministry of Finance (Defence).

The Chief of the Army Staff.

The Chief of the Naval Staff.

The Chief of the Air Staff.

The Adjutant General, Army Headquarters.

Director General, Resettlement.

Secretary

Secretary, Indian Soldiers', Sailors' & Airmen's Board.

The Managing Committee shall have powers to co-opt any other person as Member."

[No. F. 12(2)/67/D(AG.I).] S. DEVANATH, Dy. Secy.

[PART JI-

New Delhi, the 2nd June 1967

S.R.O. 205,—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies the election of the following persons to the Cantonment Board, Secunderabad from the wards noted against each:—

 Shri M. Krishna Reddy 	Ward No. I
2. Shri S. Jagannatham	Ward No. II (Reserved seat)
3. Shri Nawab Mahmood Khan	Ward No. II (General seat)
4. Shri B. Devarajan	Ward No. III (Reserved seat)
5. Shri V. Shankariah	Ward No. III (General seat)
6. Shri B. Heeralal	Ward No. IV
7. Shri P. Jagannatham	Ward No. V.

[File No. 29|47|C|L&C|66|1485-C|D(Q&C).]

S.R.O. 206.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies the election of the following persons to the Cantonment Board, Secunderabad from the wards noted against each:—

 Shah Dhirajlal Keshavlal 	Ward No. I
2. Shri Rameshchandra Keshavlal	Ward No. II
3. Shri Jaswant Chandulal (General seat)	Ward No. III
4. Shri Shankerji Talshaji	Ward No. III.

(Reserved seat)

[File No. 29|37|C|L&C|66|1484-C|D(Q&C).]

S.R.O. 207.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies the election of the following persons to the Cantonment Board, Belgaum, from the wards noted against each:—

St Cath—	
1. Shri Palecanda Subiah Somaiah	Ward No. I.
2. Shri Meholkar Appa Zampanna	Ward No. II
3. Shrl Shaikh Abdul Wahid Sk. Nabi	Ward No. III

4. Shrt Anthony (Jobi) Bhagwat Ward No. IV (General seat)

5. Shri Kasbekar Vasant Shattu (Reserved seat)

Ward No. IV

6. Shri Khan Rajeahmed Khan Rajmannukhan Ward No. V

7. Shri Barafwala A.M.M.

Ward No. VI.

[File No. 29|44|C|L&C|66|1482-C|D(Q&C).]

S.R.O. 208.—The following byelaws for the collection and recovery of the tax on trades, vocations, callings and professions in the Kanpur Cantonment framed by the Cantonment Board, Kanpur, in exercise of powers conferred by subsection (3) of section 282 and section 283 of the Cantonments Act (2 of 1924) and in supersession of the hyelaws published under the notification of the Government of the United Provinces in the Municipal Department No 805/XI-32C, dated 27th March, 1926, are hereby published for general information, the same having been previously published, approved and confirmed by the Central Government as required under sub-section (1) of section 284 of the said Act, namely—

BYELAWS FOR THE COLLECTION AND RECOVERY OF THE TAX ON TRADES, VOCATIONS, CALLINGS AND PROFESSIONS IN THE KANPUR CANTONMENT

- 1. Where any person carries on more than one of the trades enumerated in the schedule attached to the notification imposing T. & P. taxes in Kanpur Cantonment, he shall be liable to pay full tax for the trade the tax perfaining to which is the highest amongst the different trades carried on by him plus half the tax pertaining to every other trade carried on by him for payment of tax for the trade bearing the greatest amount.
- 2. From the information obtained by the Executive Officer under section 103 of the Cantonments Act, 1924 and from other information at its disposal the Cantonment Board shall cause to be prepared in the form 'A' appended to these byelaws, a demand and collection register in which the names of all persons hable to pay the tax shall be entered, and shall cause such register to be corrected from time to time as may be required.
- 3. Unless a person furnished satisfactory proof to the Executive Officer before the half year commencing on the first day of April or first day of October as the case may be, that he has ceased to carry on his trade, vocation or calling, or practise his profession, he shall be liable for payment of tax for that half year.
- 4. Whoever desires to engage himself in any trade, vocation or calling or profession in the cantonment shall within seven days of so engaging himself in such trade, vocation or calling or profession give intimation of the fact to the Executive Officer, Cantonment Board.
- 5 Every person liable to pay the tax who shall change the designation of his form or the nature of the trade, vocation or calling or his place of business shall within 30 days of such change give intimation thereof to the Executive Officer, Cantonment Board.
- 6 (1) Every person liable to the payment of the tax shall apply to the Executive Officer, Cantonment Board, Kanpur and tender the tax in advance.
- (?) On receipt of the tax the Executive Officer shall in addition to the usual small receipt issue a permit in form 'B' appended to these byelaws, showing the name of the person carrying on the trade vocation or calling or practise the profession, his address, the description of such trade vocation or calling or the profession and the amount of and the period for which the tax is paid.
- 7 The permit issued under the preceding byclaw is not transferable and shall be exhibited at a conspicuous place in the premises occupied by the tax wer for the purposes of his trade, vocation or calling or profession and shall be open to inspection at all hours during the day by the Executive Officer or by any other officer or servant of the Board authorised by the Executive Officer in this behalf.
- 8. When a person ceases to carry on his trade, vocation or calling or to practise his profession during the year for which he has paid the tax he shall submit necessary intimation within 15 days to the Cantonment Executive Officer to this effect.
- 9. Whoefer commits a breach of any of these byelaws shall be punishable with a fine which may extend to one hundred rupees.

Form 'A'										
Serial No	Name of Assessees	Address	Nature of Arrears trade	Current Tax Assessed	Total	Bill No.	Served on	Demand Notice No.	Served on	Distress Warrant. No. Date
Warrant delivered to				Receipt		Receipt		Receipt.		
	Tax Collector con- cerned.	and date	No. April/May June	No. July/Aug. Sept.	No. C	et. Nov. Dec.	No, Jan	y. Feb. Marci	_ n 	
	Amount written off Authority Amount		Total collection and remission		Balance Remarks					

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FORM 'B'

Book No No	KANPUR CANT Dated	TONMENT 196 .	Book No		KANPUR Dated	CANTON	NMENT 196
Permit in payment of taxes for trade, profession or calling.			Permit in payment of taxes for trade, profession or calling.				
(COUNTER	FOIL)						
Name of tax payer Father's name Address Particulars of trade/profession Premises occupied by tax payer	ı/calling		ment Board, K (in words) He/She/They is/a within the cam	Kanpur, the sum of R are permitted to tonment of Kanpur f	sRec e ipt	No	
Period of permit from		ler receipt No		Description of Trade,	Calling & Vocati	on	
Cantt. Execut	ive Officer, Kanpur.		Name	Father's name	Particulars of trade, professi or calling	Address on	Remarks
		•		Cantt. Executive	Officer, Kanpur.		

- 1. The permit is not transferable.
- 2. It shall be exhibited at a conspicuous place in the premises by the Tax payer for the purpose of his trade, profession or calling.
- 3. It shall be open to inspection at all hours during the day by the Executive Officer, or by any officer or servant of the Board authorised by the Executive Officer in this behalf.

Instructions

4. Any contravention of the above shall be punishable with fine which may extend to one hundred rupees and in the case of a continuing contravention with an additional fine which may extend to ten rupees for every day during such contravention continues after conviction for the first.

[File No. 12|65|C|L&C|63|1466-C|D(Q&C).]

New Delhi, the 5th June 1967

S.R.O. 209.—In pursuance of Sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, Dinapore, by reason of the acceptance by the Central Government of the resignation of Captain P. K. Sinha.

[File No. 19|1|C|L&C|65|D(Q&C).]

S.R.O. 210.—In pursuance of Sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Captain Jagdish Singh has been nominated as a member of the Cantonment Board, Dinapore vice Captain P. K. Sinha, who has resigned.

[File No. 19|1|C|L&C|65|1528-C|D(Q&C).]

New Delhi, the 7th June 1967

S.R.O. 211.—The following bye-laws for regulating the erection or re-erection of buildings in Belgaum Cantonment made by the Cantonment Board, Belgaum, in exercise of the powers conferred by section 186 of the Cantonments Act. 1924 (2 of 1924), and in supersession of the bve-laws published under the Ministry of Defence Notification No. 12, dated the 1st January, 1949, are hereby published for general information, the same having been previously published, and havir been approved and confirmed by the Central Government as required by su section (1) of section 284 of the said Act, namely:—

BYE-LAWS FOR REGULATING THE ERECTION OF BUILDINGS IN THE BELGAUM CANTONMENT

- 1. In these bye-laws, 'Form' means a form appended to these bye-laws.
- 2. Every person intending to erect or re-creet a building, shall apply for sanction by giving notice in writing to the Board under section 179 of the Cantonments Act, 1924 in Form 'A' signed by himself and submit the following documents and plans:—
 - (a) In case the applicant is not the owner of the building, a certificate in Form 'B' from the owner.
 - (b) A plan of the building and a site plan, each in triplicate, if the site on which the building is proposed to be erected or re-erected is inside the civil area, and in quadruplicate, if the site is outside the notified civil areas.
- 3. The site plan shall be drawn to a scale of not less than 5 metres to a centimetre and shall show on it—
 - (a) the scale used;
 - (b) the direction of the North point;
 - (c) the position of adjacent streets, vacant lands and drains;
 - (d) the names, if any, and the width of all the streets on which the site abuts the numbers of and the actual distance from, the adjoining buildings or fixtures, if any; and
 - (e) the line of frontage of the adjoining buildings.
- 4 (a) The building plan shall be drawn and signed by a Surveyor, Engineer, Architect or Structural Designer licensed by the Board and shall be to a scale of not less than one metre to a centimetre.

- (b) The building plan shall include a ground plan and a sectional elevation and shall clearly show—
 - (i) the external dimensions of the building;
 - (ii) the plans and sections of each floor of the building;
 - (iii) the position and dimensions of all projections beyond the outer walls of the buildings;
 - (iv) the positions of all proposed and existing drains, urinals, wells, latrines, fire-places, kitchens, bath rooms, gutters and down spouts with means of access to service latrines;
 - (v) the positions, dimensions and means of ventilation and access to the several parts of such building;
 - (vi) in the case of a building intended to be used as a dwelling house for two or more families, the portion to be used by each family clearly demarcated as such, indicating the use of every room, such as bed room, kitchen, and the like;
 - (vii) in the case of a building intended to bt used for carrying on trade or business or as a place of public resort, the means of egress and ingress;
- (viii) the materials to be used in the building and description of the proposed method of drainage, sanitary fittings and water supply;
 - (ix) the purpose for which the building or any part of the building is intended to be used;
 - (x) the existing buildings to be retained, in white lines and existing buildings to be demolished, in yellow lines; and
 - (xi) all new work, in red colour or in red lines.
- 5. (a) Every person who erects or re-erects a building, the whole or any part of which is intended for human habitation, shall provide adequate facilities for water supply, and adequate number of urinals, latrines, and bath rooms as the Board may direct in each case.
- (b) The position and design of the latrines and urinals shall be subject to the approval of the Health Officer of the Board.
 - (c) The applicant shall provide one latrine for every twenty persons or less.
- 6. Down-take pipes and drains for the carriage or waste or sullage water from the building proposed to be creeted or re-erected shall be made of impervious material and shall be connected to the nearest public drain.
- 7. No room intended to be used for human habitation shall have a length or a width less than 3.5 metres and a height of 2.5 metres at the eaves in the case of pent roofs and 3 metres in the case of flat-roofs and pent roofs shall not slope down at an angle greater than 30 degrees:

Provided that if considerations of structural requirements so require and in case of re-erection of existing structures, the Board may permit the length or width of any room to be reduced beyond 3.5 metres but in no case below 2.5 metres.

- 8. Every building proposed to be erected or re-crected and having more than one floor shall have a stair case of width not less than one metre.
- 9. Every building proposed to be newly erected shall have a vacant space, all around, at least 2.5 metres wide:

Provided that nothing in this bye-law shall apply to buildings to be erected in sites situated in any notified civil area.

10. The plinth of every building proposed to be erected or re-erected, shall be at least 0:5 metre above ground level and a cement concrete coping and thickness of at least 2.5 centimetres shall be provided between the plinth and the superstructure.

- 11. No part of any building proposed to be erected or re-erected, and intended to be used as a godown shall be constructed unless the floor of such part is made of stone, concrete or other impervious material upto a depth of gt least 0.5 metre from ground level.
- 12. No building shall be erected or re-erected for the purpose of housing any bank, shop, hotel, factory, school, hospital or workshop in any residential bungalow site situated outside the notified civil areas unless—
 - (a) Such site has been declared by the appropriate authority to be, or to form, part of, a commercial area;
 - (b) the frontage is at least 5.0 metres removed from the centre of the street on which it abuts; or
 - (c) it is situated at a distance of not less than 30 metres away from any religious building.
- 13. No house to be erected or re-erected shall have more than 3 storeys or shall have a height exceeding 15 metres from the plinth level:

Provided that where the Board is satisfied that construction of more than three storeys is not structurally detrimental to the building concerned and does not interfere with the easementary and other rights of neighbouring buildings, it may allow the construction of 4 storeys or permit the building to be raised to a height of 20 metres.

- 14. Where an upper storey is to be constructed, the walls on the ground floor other than partition walls on which the weight of the roof does not fall shall not be less than 35 centimetres in thickness if the height of the building does not exceed 8 metres and not less than 45 centimetres in thickness if the height of the building is greater. In the case of such partition walls the thickness may not, however, be less than 25 centimetres.
- 15. For single storey building the outer walls shall not be less than 35 centimetres in thickness.
 - 16. All walls shall be made of stone or brick in lime or cement.
- 17. (a) Balconies shall not be allowed to project on vacant land; but they may be allowed to project on streets up to a maximum width of 1 metre and at a height of not less than 4 metres from the ground level and such permission may be granted only where further ground extension is impossible:

Provided that the requirement as to a height of 4 metres may be relaxed by the Board in respect of existing buildings on which upper storeys are proposed to be constructed.

- (b) Steps for ingress into or egress from a building shall be provided within the plinth area itself.
- 18. Eaves or sunshades above doors and windows may be allowed to extend to an extent of not more than 0.5 metre beyond the outer walls.
- 19. A sloping roof may be allowed to extend to an extent, not more than 0:5 metre, from the outer wall, provided that sufficient arrangement has been made for the carriage of storm water from the roof to a drain.
- 20. No construction work shall commence unless a notice in Form 'C' duly signed by the owner or the Engineer supervising the work is tendered at the office of the Board.
- 21. No building erected or re-erected shall be occupied unless a notice of completion is tendered and a completion certificate is obtained from the Executive Officer.
- 22. The plan sanctioned by the Board shall be adhered to in every detail:

 Provided that a variation of any internal dimension by not more than 15 centimetres shall not be considered to be a deviation from the sanctioned plan:

Provided further that any unforeseen internal deviation such as re-positioning of doors and windows, which is necessitated by requirements of building and of which previous notice has been tendered to the Executive Officer by the owner shall be deemed to have been regularised if the owner submits a final plan, or completion of the work, showing clearly the deviation.

- 23. Breach of any of these bye-laws shall, on conviction by a Magistrate, be nunishable with a fine extending to one hundred rupees and in the case of a continuing breach with an additional fine which may extend to twenty rupees for every day during which such breach continues after conviction for the first such breach.
- 24. (a) All buildings shall be provided with iron gutters and down-spouts to carry off rain water from the roof, chajjas or other projections.
- (b) Gutters and down-spouts shall be securely fixed and they shall discharge into the surface drains by means of elbow-pieces, the orifices thereof being not more than 30 centimetres above the level of the bed of the drain and discharging in the direction of the flow of the drain.
- 25. (1) Every latrine in the ground floor shall be provided with a sweeper's passage measuring 1 metre in length and 1 metre in width connecting it with the street outside and a door will be affixed at a suitable place in any of the walls of this passage to facilitate removal of the night soil from the pan kept in the latrine.
 - (2) No latrine shall be less than 1.25 metres in length and 1 metre in width.

FORM A

(See bye-law 2)

Notice to erect, re-erect or alter a Building (Under section 179(1) of the Cantonments Act, 1924)

Full	name	and	address o	f the	applicant	
То	O. a. 10		099.00	_		
	ne Exe antonn elgaun		ve Officer, Board,			

Sir.

I hereby apply for sanction of the Cantonment Board to erect, re-erect/alter a building(s) as specified below and in the plan attached hereto:

Situation and House No.	Area of the holding and area to be built	Nature of soil	Bounded on the	For which purpose the erection is to be used. Residential, Commercial etc.
			North by South by East by West by	

Date----

Yours faithfully,

Note.—Copies of this form are supplied in the Office of the Cantonment Board, on payment of Rs. 00:50 each, between 1000 to 1230 hrs. and 1430 hrs. to 1700 hrs. on Monday to Friday, and 1000 hrs. to 1230 hrs. on Saturdays (except Sundays and other holidays.)

(2)

Plan showing section and elevation of proposed and existing building(s).

(Scale to be not smaller than 1 metre to a centimetre)

Scale metre to a centimetre

The following details must be shown in the building plan.

- 1. The ground, first or upper floor and each additional floor.
- 2. The elevation of the building on the main frontage line and the cross sections of the buildings at the right angles to one another.
- The size of windows, doors and ventilators for each room on every storey.
- 4. The materials to be used for external walls, partition walls, foundation roof ceiling, floors, kitchens and bath-rooms.
- 5. The means of access to privies.
- 6 The position of and full details, regarding all drains, latrines and other sanitary conveniences.
- 7. Adjoining buildings.
- 8. Existing buildings to be shown in WHITE LINES.
- 9. Existing buildings to be demolished to be shown in YELLOW LINES.
- 10 All new work to be coloured RED or shown in RED LINES.

(3)

Plan of site

(Scale to be not smaller than 5 metres to a centimetre)

Scale

136

Metre to a centimetre

7

The following details must be shown in the site plan

- 1. North point.
- 2. The building or buildings, which it is proposed to construct or after.
- 3. The distance of the proposed building from all adjacent buildings.
- 4. The line of contage with neighbouring buildings, if the building abuts on a street.
- 5. The boundaries of the property on which the buildings are to be situated.
- 6. The description of all buildings, estates, or roads adjacent to the property on all sides.
- 7. The alignment of drains, and the position of latrines, urinals, cess-pools and other receptacles for filth.
- 8. Dimensions of the plot on which the buildings are to be erected.

(4)

COMMITTEE PROCEEDINGS

Tel. No. 51.

No.

Office of the Cantonment Board, Belgaum, dated the-----

Τo

Shri/Smt.

Forwarded for information and necessary action.

FORM 'B'

(See bye-law 2)

To

The Executive Officer, Cantonment Board, Belgaum.

Sir.

With reference to the notice dated—submitted by Shrin accordance with section 179(1) of the Cantonments Act, 1924, for the construction of——————I have no objection to the work being carried out by the applicant.

Yours faithfully,

Date——— Owner of House No.——

FORM 'C'

(See bye-law 20)

To

The Executive Officer, Cantonment Board, Belgaum.

Sir.

With reference to the building notice dated——sanctioned by the Board under——dated——I shall start the construction of/additions and alterations to the building from this date

Yours faithfully.

Signature and address of owner or Engineer Supervising the work.

[File No 12|108|C|L&C|66|1553-C|D(Q&C) | S. P. MADAN, Under Secy